

UNITED STATES DISTRICT COURT, DISTRICT OF NEW MEXICO SENTENCING MINUTE SHEET													
CR No: 19-1631-002				USA vs.: Craft									
Date: 2/8/24				Name of Deft: Johnathan Craft									
Before the Honorable: David Herrera Urias													
Time In/Out:		10:10 AM-12:26 PM				Total Time in Court (for JS10):				2 hours 16 minutes			
Clerk:		J. Gonzales				Court Reporter:				C. McAlister			
AUSA:		Letitia Simms, Jack Burkhead				Defendant's Counsel:				Barry Porter			
Sentencing in:		ABQ				Interpreter:							
Probation Officer:		Robert Sanchez				Interpreter Sworn?				Yes		No	
Convicted on:		<input checked="" type="checkbox"/> Plea				Verdict		As to: <input checked="" type="checkbox"/> Information- Count 1		<input checked="" type="checkbox"/> Indictment- Count 7			
If Plea:				Accepted		Not Accepted		Adjudged/Found Guilty on Counts:					
If Plea Agreement:		<input checked="" type="checkbox"/> Accepted				Not Accepted		No Plea Agreement		Comments:			
Date of Plea/Verdict:		7/13/23		PSR:				Not Disputed		<input checked="" type="checkbox"/> Disputed		<input checked="" type="checkbox"/> Courts adopts PSR Findings	
Evidentiary Hrg:		<input checked="" type="checkbox"/> Not Needed				Needed		<input checked="" type="checkbox"/> Exceptions to PSR:		Court will strike CH point-CH category will be I-sustains objection to 3 level enhancement-makes finding on drug quantity amounts-modification to paragraph 22			
<b>SENTENCE IMPOSED</b>				Imprisonment (BOP):				70 months as to each count; said terms to run concurrently for a total term of 70 months					
Supervised Release:		3 years as to each count; said terms to run concurrently for a total term of 3 years								Probation:			
REC	<input checked="" type="checkbox"/>	500-Hour Drug Program				BOP Sex Offender Program				Other:			
ICE		Court recommends ICE begin removal proceedings immediately or during service of sentence										ICE not applicable	
<b>SPECIAL CONDITIONS OF SUPERVISION</b>													
	No re-entry without legal authorization									Home confinement for      months      days			
	Comply with ICE laws and regulation									Community service for      months      days			
<input checked="" type="checkbox"/>	Participate in outpatient substance abuse treatment program								<input checked="" type="checkbox"/>	Reside Residential Reentry Center up to 180 days			
<input checked="" type="checkbox"/>	Participate in/ mental health treatment program									Register as sex offender			
	Refrain from use/possession of alcohol/intoxicants									Participate in sex offender treatment program			
<input checked="" type="checkbox"/>	Submit to search of person/property									Possess no sexual material			
	No contact with victim(s) and/or co-defendant(s)									No computer with access to online services			
	No entering or loitering near victim's residence									No contact with children under 18 years			
	Provide financial information									No volunteering where children supervised			
	Grant limited waiver of confidentiality									Restricted from occupation with access to children			
<input checked="" type="checkbox"/>	Refrain from use and possession of synthetic cannabinoids, etc.									No loitering within 100 feet of school yards			
	No possession of a firearm, ammunition, destructive device or any other dangerous weapon									Participate in an educational or vocational program approved by the Probation Officer			
You shall waive your right of confidentiality-substance abuse You must submit to substance abuse testing to determine if you have used a prohibited substance. Testing shall not exceed more than 60 test(s) per year. You must not use or possess alcohol. You may be required to submit to alcohol testing that may include urine testing, a remote alcohol testing system, and/or an alcohol monitoring technology program to determine if you have used alcohol. Testing shall not exceed more than 4 test(s) per day. You shall waive your right of confidentiality-mental health You must not communicate, or otherwise interact, with codefendant(s)/coconspirator(s). OTHER: You must not communicate, or otherwise interact, with the victim(s), either directly or through someone else.													
Fine: \$		0.00				Restitution: \$		0.00					
SPA: \$		200.00				Payment Schedule:		<input checked="" type="checkbox"/> Due Immediately				Waived	
Consistent with a stipulation in the Plea Agreement, the defendant forfeits his rights, title, and interest in a Smith and OTHER: Wesson Airweight .38 special bearing serial number DCX7677; any ammunition seized from Room 112 of the Best													

Choice Inn on June 18, 2019; and any United States currently seized from Room 112 of the Best Choice Inn on June 18, 2019.			
	Advised of Right to Appeal	<b>X</b>	Waived Appeal Rights per Plea Agreement
<b>X</b>	Held in Custody		Voluntary Surrender
Recommended place(s) of incarceration:			
Dismissed Counts:			
<p> OTHER COMMENTS: Court discusses with counsel objections to find out which objections have been resolved.  Counsel argue positions re: objection to paragraph 22.  Counsel argue positions re: objection to paragraphs 36, 40 and enhancement in paragraph 49.  Counsel argue positions re: objection to paragraph 46.  Counsel argue positions re: objections to paragraph 72, 76 and 77.  Court will strike CH point-CH category will be I-sustains objection to 3 level enhancement in paragraph 49-will modify language in paragraph 22.  Mr. Porter requests sentence of time served.  Defendant addresses court.  Ms. Simms requests sentence of 108 months.  Court cites 3553 factors that warrant variance. </p>			